UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

GERALD J. DEMENNA, individually and d/b/a CHEM-CHEK CONSULTING,

CIVIL ACTION

CASE NO. 07-CV-6240 (LAP)

Plaintiffs,

-- against --

BUCK SCIENTIFIC, INC., ET AL.,

STIPULATION OF DISMISSAL WITH PREJUDICE

Defendants.

The parties agree and represent to the court that the claims asserted by Plaintiffs against Defendants, Dan Willoughby, individually, and d/b/a D&N Scientific (collectively, "Willoughby"), are resolved to the parties' satisfaction pursuant to a settlement agreement executed by and between Plaintiffs and Willoughby.

Accordingly, pursuant to Federal Rule of Civil Procedure 41(a)(1), Plaintiffs dismiss with prejudice all claims against Willoughby with prejudice subject to the terms of the settlement agreement signed by the parties. The court retains jurisdiction to enforce the terms of the settlement agreement.

einfeld (JJR 0176)

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